

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2000-242-E - ORDER NO. 2001-1042

NOVEMBER 7, 2001

IN RE: South Carolina Electric & Gas Company,)	ORDER SETTING
)	HEARING AND
Complainant/Petitioner,)	ESTABLISHING
)	PREFILE DATES
vs.)	
)	
Aiken Electric Cooperative, Inc.,)	
)	
Respondent/Defendant.)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the request of South Carolina Electric & Gas Company (SCE&G) for a hearing on its complaint involving Aiken Electric Cooperative, Inc. (Aiken Electric) and for a scheduling order for filing of testimony in this matter. On May 15, 2000, SCE&G filed a formal complaint with the Commission against Aiken Electric alleging an attempt by Aiken Electric to supply electric service to Sandhills Elementary/Intermediate School (Sandhills School) in violation of the Territorial Assignment Act. *See* S.C. Code Ann. § 58-27-610 *et seq.* (1976). Subsequently, Aiken Electric filed an answer July 24, 2000, to SCE&G's complaint. On October 22, 2001, SCE&G submitted its request for a hearing to be set in this matter and for a scheduling order. At the Commission's October 30, 2001, weekly agenda meeting, the Commission granted SCE&G's request for a hearing.

Accordingly, the Commission instructs the Commission Staff to set a hearing date for the hearing on this matter. Further and pursuant to 26 S.C. Regs. 103-

869(C)(Supp.2000), the Commission hereby orders that twenty-five copies of the direct testimony and exhibits of Aiken Electric and other parties shall be pre-filed on or before **February 14, 2002**. (Direct testimony and exhibits may be post-marked on these dates.)

Also, any rebuttal testimony and exhibits of SCE&G shall be pre-filed on or before **February 21, 2002**, and any surrebuttal testimony and exhibits of Aiken Electric or other parties shall be pre-filed on or before **February 25, 2002**. (Rebuttal testimony and exhibits and surrebuttal testimony and exhibits must be in the offices of the Commission and in the hands of the parties on these dates.) Prefiled direct testimony of SCE&G has been filed with the Commission and copies served on all parties of record; thus no date for filing of direct testimony is provided herein for SCE&G. It should be noted that acceptance into the record of surrebuttal testimony and exhibits is subject to the discretion of the Commission. In addition, parties shall serve their pre-filed testimony and exhibits on all other parties of record as required by the Commission's Rules and Regulations. All parties are reminded that all witnesses must be present during any hearing in this matter at the call of the Chairman, or the Commission may decline to allow the witnesses' testimony to be read into the record of the proceeding, and/or may decline to allow the witnesses' exhibits to be entered into the evidence of the case. Please take notice that any party requesting modification of this schedule must file a request for such modification with the Commission.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

Chairman

ATTEST:

Executive Director
(SEAL)